

THURSDAY, MARCH 22, 2001
TWENTIETH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Reverend Ron Hill, Church of God Sanctified, Cleveland, Tennessee.

Representative Bunch led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present.....97

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Brooks; business reasons.

Representative Garrett; personal reasons.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 102: Rep(s). Ridgeway as prime sponsor(s).

House Joint Resolution No. 140: Rep(s). Beavers as prime sponsor(s).

House Joint Resolution No. 141: Rep(s). Fowlkes and Kent as prime sponsor(s).

House Bill No. 287: Rep(s). Roach as prime sponsor(s).

House Bill No. 549: Rep(s). Hood, Rowland and Beavers as prime sponsor(s).

House Bill No. 717: Rep(s). Ridgeway as prime sponsor(s).

House Bill No. 1105: Rep(s). Miller as prime sponsor(s).

House Bill No. 1111: Rep(s). Briley as prime sponsor(s).

**MESSAGE FROM THE SENATE
March 20, 2001**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 98, 99, 106, 107, 108, 112, 128, 506, 550, 1282, 1333; also, Senate Joint Resolution(s) No(s). 111 for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

**SIGNED
March 20, 2001**

The Speaker signed the following: Senate Bill(s) No(s). 98, 99, 106, 107, 108, 112, 128, 506, 550, 1282, 1333; also, Senate Joint Resolution(s) No(s). 111.

**ENROLLED BILLS
March 20, 2001**

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 219; House Joint Resolution(s) No(s). 84, 129, 130; also, House Resolution(s) No(s). 6, 7, 8, 9, 25 and 35.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED
March 20, 2001**

The Speaker signed the following: House Bill(s) No(s). 219; House Joint Resolution(s) No(s). 84, 129, 130; also, House Resolution(s) No(s). 6, 7, 8, 9, 25 and 35.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
March 20, 2001

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 219; also, House Joint Resolution(s) No(s). 84, 129 and 130; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK
March 20, 2001

The following bill(s) was/were transmitted to the Governor for his action: House Bill(s) No(s). 219; also, House Joint Resolution(s) No(s). 84, 129 and 130.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
March 22, 2001

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 135; adopted for concurrence.

RUSSELL A. HUMPHREY, Chief Clerk.

Senate Joint Resolution No. 135 -- Memorials, Recognition - Fred Stout and Mountain Farm International. by *Davis L.

MESSAGE FROM THE SENATE
March 22, 2001

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 117, 118, 119, 120, 121, 122, 123, 124, 126 and 127; all adopted for concurrence.

RUSSELL A. HUMPHREY, Chief Clerk.

Senate Joint Resolution No. 117 -- Memorials, Death - Henry B. Lane. by *Trail.

Senate Joint Resolution No. 118 -- Memorials, Death - Henry G. "Hank" Ward. by *Trail.

Senate Joint Resolution No. 119 -- Memorials, Death - Anna E. Wade Lilly. by *Trail, *Harper.

Senate Joint Resolution No. 120 -- Memorials, Personal Achievement - Michael Boehmler, Kyle Staron, John Young, Eric Robertson, Caleb McLaughlin, Eagle Scouts. by *Herron.

Senate Joint Resolution No. 121 -- Memorials, Professional Achievement - Kim Hawks, Milken Family Foundation National Educator Award recipient. by *Herron.

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Senate Joint Resolution No. 122 -- Memorials, Death - John Eisterhold. by *Herron.

Senate Joint Resolution No. 123 -- Memorials, Death - H. C. "Ham" Brundige of Martin. by *Herron.

Senate Joint Resolution No. 124 -- Memorials, Death - Joseph Bradford Long Sr. by *McNally.

Senate Joint Resolution No. 126 -- Memorials, Sports - Jeff Lebo, 2000-01 OVC Basketball Coach of the Year. by *Burks, *Davis L.

Senate Joint Resolution No. 127 -- Memorials, Personal Achievement - John W. Duke. by *Jackson.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

***House Joint Resolution No. 144** -- Highway Signs - "Joseph W. Blount Memorial Highway," U.S. Highway 64 in Hardin County. by *Rinks.

House Transportation Committee

House Joint Resolution No. 145 -- Naming and Designating - Names fire station at new Fire Service and Codes Enforcement Academy in Bedford County in honor of Fayetteville Fire Chief Robert Strope. by *Phillips.

House State and Local Government Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for March 26, 2001:

House Resolution No. 38 -- Memorials, Sports - Judy Tillett Young, Junior Rider of the Century. by *Phillips.

House Joint Resolution No. 146 -- Memorials, Academic Achievement - Sarah Elizabeth Hutton. by *Davis (Washington), *Patton.

House Joint Resolution No. 147 -- Memorials, Congratulations - Caitlin Robinson of Memphis, finalist for 2001 Prudential Spirit of Community Award. by *Stanley.

House Joint Resolution No. 148 -- Memorials, Personal Achievement - Caitlin Steiger, Prudential Spirit of Community Award. by *Stanley.

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House Joint Resolution No. 149 -- Memorials, Sports - Mt. Juliet High School Lady Golden Bears, TSSAA AAA State Semi-Finalist. by *Bone.

House Joint Resolution No. 150 -- Memorials, Heroism - James H. Blackwell, World War II Veteran. by *McKee.

House Joint Resolution No. 152 -- Memorials, Recognition - Jimmy Stevenson, founder of Richie Stevenson Scholarship Fund. by *Beavers.

House Joint Resolution No. 153 -- Memorials, Congratulations - Caitlin Robinson of Memphis, Distinguished Finalist for 2001 Prudential Spirit of Community Award. by *Stanley.

House Joint Resolution No. 154 -- Memorials, Congratulations - Lauren Anderson, Dr. Martin Luther King, Jr. Oratorical Contest. by *DeBerry J.

House Joint Resolution No. 155 -- Memorials, Academic Achievement - Cherrelle Reed, for her perfect writing assessment. by *DeBerry J.

House Joint Resolution No. 156 -- Memorials, Personal Occasion - Reverend Jobby and Mrs. Edith Byrge, 55th wedding anniversary. by *Goins.

House Joint Resolution No. 157 -- Memorials, Personal Occasion - Mr. and Mrs. Ralph Irick of Maynardville, 60th wedding anniversary. by *Goins.

SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for March 26, 2001:

Senate Joint Resolution No. 117 -- Memorials, Death - Henry B. Lane. by *Trail.

Senate Joint Resolution No. 118 -- Memorials, Death - Henry G. "Hank" Ward. by *Trail.

Senate Joint Resolution No. 119 -- Memorials, Death - Anna E. Wade Lilly. by *Trail, *Harper.

Senate Joint Resolution No. 120 -- Memorials, Personal Achievement - Michael Boehmler, Kyle Staron, John Young, Eric Robertson, Caleb McLaughlin, Eagle Scouts. by *Herron.

Senate Joint Resolution No. 121 -- Memorials, Professional Achievement - Kim Hawks, Milken Family Foundation National Educator Award recipient. by *Herron.

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Senate Joint Resolution No. 122 -- Memorials, Death - John Eisterhold. by *Herron.

Senate Joint Resolution No. 123 -- Memorials, Death - H. C. "Ham" Brundige of Martin. by *Herron.

Senate Joint Resolution No. 124 -- Memorials, Death - Joseph Bradford Long Sr. by *McNally.

Senate Joint Resolution No. 126 -- Memorials, Sports - Jeff Lebo, 2000-01 OVC Basketball Coach of the Year. by *Burks, *Davis L.

Senate Joint Resolution No. 127 -- Memorials, Personal Achievement - John W. Duke. by *Jackson.

DELAYED BILLS REFERRED

Pursuant to **Rule No. 77**, having been prefiled for introduction, House Bill(s) No(s). 1980, was/were referred to the Delayed Bills Committee.

House Bill No. 1980 -- Highways, Roads and Bridges - "Jake Morris Bridge," Gun Hollow Branch on U.S. 64 in Wayne County. by *Tidwell. (*SB1343 by *Wilder)

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 79** -- Sunset Laws - Private protective services advisory committee, June 30, 2005. Amends TCA Title 4, Chapter 29 and Title 62, Chapter 35. by *Harper. (HB1623 by *Kernell, *Brooks, *Cooper B)

***Senate Bill No. 171** -- Motor Vehicles, Titling and Registration - Revises procedure for allocation of funds produced from sale of Friends of Great Smoky Mountains specialty earmarked license plates. Amends TCA Section 55-4-271. by *Clabough, *Williams. (HB234 by *Montgomery)

Senate Bill No. 644 -- Highways, Roads and Bridges - Designates Tennessee Technology Corridor by signage on Pellissippi Parkway. by *Burchett. (*HB519 by *Bittle)

Senate Bill No. 1041 -- Landlord and Tenant - Clarifies that counties specifically excluded under Uniform Residential Landlord and Tenant Act shall remain excluded notwithstanding results of 2000 federal census or any subsequent federal census. Amends TCA Section 66-28-102. by *Ramsey. (*HB246 by *Williams (Williamson))

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***Senate Bill No. 1159** -- Safety, Dept. of - Requires department to develop and maintain information concerning drunk driving on department's web page. Amends TCA Title 4, Chapter 3, Part 20 and Title 55. by *Herron, *Burks. (HB1825 by *Ridgeway)

***Senate Bill No. 1285** -- Surveyors - Revises terms of surveyors licenses from one year to two years; requires notification of renewal of licenses to be at least 60 days rather than one month; authorizes change of address to be given to board by e-mail. Amends TCA Title 62 and Title 66. by *Clabough. (HB849 by *Boyer)

***Senate Bill No. 1296** -- Motor Vehicles - Authorizes Davidson County to set special speed limits for school entrances. Amends TCA Section 55-8-152. by *Harper. (HB1523 by *Odom)

***Senate Bill No. 1512** -- State Government - Abolishes Security for Public Deposits Task Force; authorizes governor, state treasurer, and commissioner of finance and administration, in interest of state's business, to declare financial institution as "state depository"; changes membership of collateral pool board. Amends TCA Section 4-29-223(a)(22); Section 9-4-107; Section 9-4-506 and Section 9-4-521. by *Rochelle. (HB1304 by *Kisber)

Senate Bill No. 1655 -- Loan Companies and Short Term Lenders - Changes some qualifications for industrial loan and thrift companies; authorizes commissioner of financial institutions to ban certain individuals from industry; establishes new recordkeeping and disclosure requirements. Amends TCA Title 45, Chapters 5 and 13. by *Elsea, *Atchley. (*HB1378 by *Ford S, *Boyer)

Senate Bill No. 1875 -- Highway Signs - "William Broady Harrison Memorial Bridge," S.R. 72 in Loudon County. by *Miller J. (*HB1909 by *Johnson)

***Senate Bill No. 1905** -- Highway Signs - "Historic LaGrange," Exit 35 on I-40 in Fayette County. by *Wilder, *Williams. (HB1932 by *Fitzhugh)

***Senate Bill No. 1906** -- Highway Signs - "Charlie and Laura Edenton Memorial Bridge," S.R. 196 over Short Creek in Fayette County. by *Wilder. (HB1931 by *Fitzhugh)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 1975 -- Martin -- Local Bill Held on House Desk

House Bill No. 1976 -- Carroll County -- Local Bill Held on House Desk

House Bill No. 1977 -- Monterey -- Local Bill Held on House Desk

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 20, 2001**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **March 22, 2001**: House Bill(s) No(s). 717, 1304, 881, 873, 732, 394, 1111, House Joint Resolution(s) No(s). 134, House Bill(s) No(s). 1285, 389, 1303, 1105, 1351, 407 and 287.

The Committee set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **March 26, 2001**: House Bill(s) No(s). 163, House Joint Resolution(s) No(s). 101, House Bill(s) No(s). 272, House Joint Resolution(s) No(s). 102, House Bill(s) No(s). 1585, 450, 1308, 1226, 1335 and 446.

AGRICULTURE

The Agriculture Committee recommended for passage: Senate Joint Resolution(s) No(s). 37, also House Bill(s) No(s). 792 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

CHILDREN AND FAMILY AFFAIRS

The Children and Family Affairs Committee recommended for passage: House Bill(s) No(s). 1134. Under the rules, each was transmitted to the Calendar and Rules Committee.

COMMERCE

The Commerce Committee recommended for passage: House Bill(s) No(s). 488, 849, 1254, 1358, 1625; also House Bill(s) No(s). 1287, 784 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

CONSUMER AND EMPLOYEE AFFAIRS

The Consumer and Employee Affairs Committee recommended for passage: House Bill(s) No(s). 1397, 1435, also House Bill(s) No(s). 785 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 279, 1395 and 1396. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

EDUCATION

The Education Committee recommended for passage: House Bill(s) No(s). 1127, 1177 and 1317 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

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It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1103 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

FINANCE, WAYS AND MEANS

The Finance, Ways and Means Committee recommended for passage: House Bill(s) No(s). 175 and 228. Under the rules, each was transmitted to the Calendar and Rules Committee.

GOVERNMENT OPERATIONS

The Government Operations Committee recommended for passage: House Bill(s) No(s). 977, 971, 1072, 1619 and 1623. Under the rules, each was transmitted to the Calendar and Rules Committee.

The Committee also recommended that House Bill(s) No(s). 1492 and 890 be transmitted to the Health and Human Resources Committee, also House Bill(s) No(s). 1615 be transmitted to the Judiciary Committee.

HEALTH AND HUMAN RESOURCES

The Health and Human Resources Committee recommended for passage: House Bill(s) No(s). 545 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1386 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

STATE AND LOCAL GOVERNMENT

The State and Local Government Committee recommended for passage: House Bill(s) No(s). 1380, 46, 1709, also House Bill(s) No(s). 463, 183, 1200, 697 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 112, 1458; also House Bill(s) No(s). 1207 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 21, 2001**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **March 26, 2001**: House Bill(s) No(s). 578, 307, 484 and 1370.

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The Committee set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **March 26, 2001**: House Bill(s) No(s). 1389, 1634, 924, 940, 949, 969, 1064, 1070 and 1074.

JUDICIARY

The Judiciary Committee recommended for passage: House Bill(s) No(s). 816, 1402, 1185, 345 and 357, also House Bill(s) No(s). 789 and 1202 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 718 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

TRANSPORTATION

The Transportation Committee recommended for passage: House Bill(s) No(s). 751, also Senate Joint Resolution(s) No(s). 35. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1409; also House Bill(s) No(s). 616, 519 and 1407 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee further reports that House Bill No. 1231 was considered, but failed to pass.

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 22, 2001**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **March 26, 2001**: House Bill(s) No(s). 1317, 335, 898 and 411.

The Committee also reports that House Bill No. 1331 was referred to the Finance, Ways and Means Committee.

The Committee set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **March 26, 2001**: House Bill(s) No(s). 1254, 410, and Senate Joint Resolution(s) No(s). 37.

CAPTION BILLS REFERRED
March 21, 2001

Pursuant to **Rule No. 47**, the following Caption Bill(s), 1792, 1157, 1534, 1572, 1246 and 1153 held on the Clerk's desk were referred to the following Committee(s):

House Bill No. 1792 -- Taxes – House Health and Human Resources Committee

***House Bill No. 1157** -- Criminal Offenses – House State and Local Government Committee

House Bill No. 1534 -- Safety, Dept. of - House Transportation Committee

House Bill No. 1572 -- Managed Care Organizations – House Judiciary Committee

House Bill No. 1246 -- Motor Vehicles, Titling and Registration – House Transportation Committee

House Bill No. 1153 -- Tobacco Master Settlement Agreement – House Finance, Ways and Means Committee

CONSENT CALENDAR

House Resolution No. 36 -- Naming and Designating - American Heart Association National CPR Day, April 28, 2001. by *Turner (Davidson).

House Resolution No. 37 -- Memorials, Personal Occasion - Mr. and Mrs. W.R. "Rock" Hughes Jr., 50th wedding anniversary. by *Patton.

House Joint Resolution No. 139 -- Memorials, Congratulations - Shirley Downing, Ms. Tennessee Senior America. by *Naifeh.

House Joint Resolution No. 140 -- Memorials, Personal Achievement - Collin Floyd and Carmen Oakley, 2001 Wilson County Spelling Bee Winners. by *Bone.

House Joint Resolution No. 141 -- Memorials, Death - Judge William Earl Boston. by *White, *Sands.

House Joint Resolution No. 142 -- Memorials, Recognition - Great Casey Jones Balloon Classic. by *Kisber.

House Joint Resolution No. 143 -- Memorials, Academic Achievement - Katie Elizabeth Young, high school student. by *Godsey.

Senate Joint Resolution No. 113 -- Memorials, Retirement - Maeola Killebrew. by *Cohen, *Ford J, *Dixon.

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Pursuant to **Rule No. 50**, Rep. Miller moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

REGULAR CALENDAR

House Bill No. 1969 -- Marshall County - Subject to local approval, authorizes adequate facilities tax reasonably related to new development. by *Fowlkes, *Beavers. (SB1932 by *Blackburn)

Further consideration of House Bill No. 1969 previously considered on March 19, 2001, at which time it was objected to on the Consent Calendar and reset for today's Regular Calendar.

Rep. Fowlkes moved that **House Bill No. 1969** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	86
Noes	2
Present and not voting	5

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargrove, Harwell, Hood, Johnson, Jones S, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Montgomery, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Turner (Hamilton), Turner (Davidson), Vincent, Walker, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood -- 86.

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Representatives voting no were: Head, Mr. Speaker Naifeh -- 2.

Representatives present and not voting were: Jones U, Miller, Towns, Turner (Shelby), West -- 5.

A motion to reconsider was tabled.

House Bill No. 1966 -- Williamson County - Subject to local approval, specifies that upon death of spouse or designated beneficiary receiving benefits under general sessions judge's retirement fund due to death of judge such benefits will be transferred to county general fund. Amends Chapter 221 of the Private Acts of 1961; as amended. by *Sargent, *Williams (Williamson). (SB1931 by *Blackburn)

Further consideration of House Bill No. 1966 previously considered on March 19, 2001, at which time it was objected to on the Consent Calendar and reset for today's Regular Calendar.

Rep. Sargent moved that **House Bill No. 1966** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes	3
Present and not voting	1

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Phelan, Phillips, Pinion, Pleasant, Pruitt, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Wood -- 92.

Representatives voting no were: Davidson, Winningham, Mr. Speaker Naifeh -- 3.

Representatives present and not voting were: Rhinehart -- 1.

A motion to reconsider was tabled.

House Bill No. 1970 -- Hamblen County - Subject to local approval, creates part-time general sessions court and provides for appointment and election of judge to serve such court and hold such court at least 2.5 days per week. Amends Chapter 235 of the Private Acts of 1947; as amended. by *Ford S. (SB1934 by *Haun)

Further consideration of House Bill No. 1970 previously considered on March 19, 2001, at which time it was objected to on the Consent Calendar and reset for today's Regular Calendar.

Rep. Ford requested that House Bill No. 1970 be moved to the heel of the Calendar.

***House Bill No. 1379** -- Banks and Financial Institutions - Authorizes commissioner of financial institutions to define conflicts of interest for investigators; changes certain bank accounting requirements and makes other various changes to banking law. Amends TCA Title 45, Chapters 1 and 2 and Section 45-14-114. by *Ford S, *Boyer. (SB1656 by *Elsea, *Atchley)

Further consideration of House Bill No. 1379 previously considered on March 19, 2001, at which time it was reset for today's Calendar.

Rep. Ford moved that House Bill No. 1379 be reset for the Regular Calendar on March 26, 2001, which motion prevailed.

***House Bill No. 549** -- County Government - Deletes current requirements, applicable to Class 2 counties, that there must be at least nine county legislative body districts and that each office in multi-member districts must be separately designated on ballot. Amends TCA Section 5-5-102 and Section 8-24-101. by *Westmoreland. (SB1050 by *Ramsey)

Rep. Westmoreland moved that House Bill No. 549 be passed on third and final consideration.

Rep. Boyer moved that Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Westmoreland moved that **House Bill No. 549** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odum, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

***House Bill No. 717** -- State Employees - Redefines "years of service" for purposes of participation in state's group insurance plan; makes various changes in TCRS; establishes procedure for responding to subpoena for deferred compensation plan records. Amends TCA Section 8-27-205(b)(2); Section 8-27-302(d)(3); Section 8-34-101(34); Section 8-34-206(d); Section 8-34-302(a)(10); Section 8-35-403(d)(2); Section 8-35-404; Section 8-36-108(b)(5); Section 8-36-109; Section 8-36-117; Section 8-36-123(b); Section 8-36-501(a); Section 8-36-501(c)(1); Section 8-36-502(c); 8-36-604; 8-36-607 and 8-37-220(a); and Title 8, Chapter 25, Parts 1 and 3, and Title 8, Chapter 36, Part 8. by *Rhinehart, *Head, *Ridgeway. (SB892 by *Atchley)

Rep. Rhinehart moved that **House Bill No. 717** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes96
Noes1

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

Representatives voting no were: Turner (Shelby) -- 1.

A motion to reconsider was tabled.

House Bill No. 1304 -- State Government - Abolishes Security for Public Deposits Task Force; authorizes governor, state treasurer, and commissioner of finance and administration, in interest of state's business, to declare financial institution as "state depository"; changes membership of collateral pool board. Amends TCA Section 4-29-223(a)(22); Section 9-4-107; Section 9-4-506 and Section 9-4-521. by *Kisber. (*SB1512 by *Rochelle)

On motion, House Bill No. 1304 was made to conform with **Senate Bill No. 1512**; the Senate Bill was substituted for the House Bill.

Rep. Kisber moved that Senate Bill No. 1512 be passed on third and final consideration.

On motion, Rep. Head withdrew Finance, Ways and Means Committee Amendment No. 1.

On motion, Rep. Head withdrew Finance, Ways and Means Committee Amendment No. 2.

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Rep. Kisber moved that **Senate Bill No. 1512** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes96
Noes0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

House Bill No. 881 -- Mobile Homes and Manufactured Buildings - Clarifies that set-up required by manufactured home dealer who sells to consumer in this state or manufactured home stabilizing system installer includes anchoring of such home. Amends TCA Title 68, Chapter 126. by *Kisber. (*SB342 by *Cooper J)

On motion, House Bill No. 881 was made to conform with **Senate Bill No. 342**; the Senate Bill was substituted for the House Bill.

CHAIR TO DEBERRY

Mr. Speaker Naifeh relinquished the Chair to Rep. DeBerry, Speaker pro tempore.

REGULAR CALENDAR, CONTINUED

Rep. Kisber moved that **Senate Bill No. 342** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes97
Noes0

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Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 873 -- Local Government, General - Creates additional exception to resolution, notice and election requirements for lease, loan agreement, sales contract or operating contract between municipal corporation and public building authority for certain school bonds. Amends TCA Section 12-10-115. by *Kisber. (*SB462 by *Rochelle)

On motion, House Bill No. 873 was made to conform with **Senate Bill No. 462**; the Senate Bill was substituted for the House Bill.

Rep. Kisber moved that **Senate Bill No. 462** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 1111 -- Highway Signs - Father Ryan High School, I-65 in Davidson County. by *West. (*SB1327 by *Henry)

On motion, House Bill No. 1111 was made to conform with **Senate Bill No. 1327**; the Senate Bill was substituted for the House Bill.

Rep. West moved that Senate Bill No. 1327 be passed on third and final consideration.

Rep. Ridgeway moved adoption of Transportation Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1327 By deleting Section 4 in its entirety and by substituting instead the following:

SECTION 4.

(1) This act shall become operative only if Davidson County, Tennessee, either remits the estimated cost of the erection of such signs to the department of transportation within one (1) year of the effective date of this act or manufactures such signs in accordance with the provisions of subdivision (2). Davidson County shall make such payment prior to any expenditure by the state for manufacture or installation of such signs. The department shall return any unused portion of the estimated cost to Davidson County within thirty (30) days of the erection of such signs. If the actual cost exceeds the estimated cost, Davidson County shall remit an amount equal to the difference in such costs to the department within thirty (30) days of receiving an itemized invoice of the actual cost from the department.

(2) Davidson County may manufacture and erect such signs provided that such signs are manufactured and erected pursuant to state and federal guidelines and approved by the department.

On motion, Transportation Committee Amendment No. 1 was adopted.

Rep. West moved that **Senate Bill No. 1327**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 93.

A motion to reconsider was tabled.

House Joint Resolution No. 134 -- Naming and Designating - Emu Awareness Week, April 7-15, 2001. by *McDaniel.

Rep. McDaniel moved that **House Joint Resolution No. 134** be adopted, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

House Bill No. 1285 -- Motor Vehicles - Authorizes use of blue lights on motor vehicles of commissioned security officers employed by private universities with enrollment and employment greater than 9,000. Amends TCA Title 55. by *Langster, *Jones, S., *Pruitt, *Harwell. (*SB1102 by *Haynes)

Rep. Langster moved that House Bill No. 1285 be passed on third and final consideration.

Rep. Ridgeway moved adoption of Transportation Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1285 By deleting the amendatory language of Section 1 in its entirety and by substituting instead the following:

(d) The prohibition of subsection (a) does not apply to motor vehicles of specially commissioned police officers employed pursuant to § 49-7-118(f) when operating either within five (5) miles of any property owned or operated by the colleges or universities referenced therein, or as may be directed by the chief law enforcement officer of the applicable county.

On motion, Transportation Committee Amendment No. 1 was adopted.

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Rep. Langster moved that **House Bill No. 1285**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0
Present and not voting	1

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood -- 94.

Representatives present and not voting were: Mr. Speaker Naifeh -- 1.

A motion to reconsider was tabled.

CHAIR TO SPEAKER

Mr. Speaker Naifeh resumed the Chair.

REGULAR CALENDAR, CONTINUED

***House Bill No. 389** -- Education - Requires boards of education to announce when applications for superintendent are to be submitted and when superintendent will be employed. Amends TCA Section 49-2-203. by *White. (SB412 by *Jackson)

Rep. White moved that House Bill No. 389 be passed on third and final consideration.

Rep. Winningham moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 389 by deleting the amendatory language in Section 1 of the printed bill and substituting the following:

(F) Each school board shall adopt a written policy regarding the method of accepting and reviewing applications for, and interviewing candidates for the position of director of schools.

On motion, Education Committee Amendment No. 1 was adopted.

Rep. Sands requested that House Bill No. 389 be moved to the heel of the Calendar.

House Bill No. 1303 -- State Government - Reassigns oversight of state treasurer's procurement of state insurance coverage from general assembly's fiscal review committee, commissioner of general services, and state building commission to board of claims; requires treasurer to report to fiscal review committee and building commission on insurance program. Amends TCA Section 12-3-901; Section 12-3-902; Section 12-3-906 and Section 12-3-908. by *White. (*SB1244 by *Cooper J)

Rep. White moved that **House Bill No. 1303** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes97
Noes0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 1105 -- Death - Establishes form for appointing persons with power to dispose of remains; establishes priority list of persons who possess that power without designation by decedent; establishes certain duties concerning interments. Amends TCA Title 62 and Title 68, Chapter 4. by *Odom. (*SB954 by *Burchett)

Rep. Odom moved that House Bill No. 1105 be reset for the Regular Calendar on March 29, 2001, which motion prevailed.

***House Bill No. 1351** -- Alcoholic Beverage Commission - Authorizes commission to issue replacement permits to servers and employees. - TCA §§ 57-3-708 and 57-3-709. by *Odom. (SB1628 by *Burchett)

Rep. Odom moved that **House Bill No. 1351** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes96
Noes0

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Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

***House Bill No. 407** -- Solid Waste Disposal - Exempts from liability for violation of solid waste disposal requirements person whose interest in solid waste site is limited to security interest. Amends TCA Title 68, Chapter 211. by *Bunch. (SB1030 by *Ramsey)

Rep. Bunch moved that House Bill No. 407 be passed on third and final consideration.

Rep. Bunch moved that House Bill No. 407 be reset for the Regular Calendar on March 29, 2001, which motion prevailed.

***House Bill No. 287** -- State Symbols - Designates Tennessee Aviation Hall of Fame in Sevier County as official state aviation hall of fame. Amends TCA Title 4, Chapter 1, Part 3. by *Montgomery. (SB1352 by *Clabough, *Wilder, *Cohen, *Williams)

On motion, House Bill No. 287 was made to conform with **Senate Bill No. 1352**; the Senate Bill was substituted for the House Bill.

Rep. Montgomery moved that Senate Bill No. 1352 be passed on third and final consideration.

Rep. Fitzhugh moved adoption of Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1352 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Notwithstanding any provision of law to the contrary, the Tennessee Aviation Hall of Fame, which is located at the Gatlinburg-Pigeon Forge Airport in Sevier County and which has been founded for the purpose of honoring aviation pioneers and leaders in Tennessee, shall be transferred to and located at the Fayette County Airport and shall be designated as the official state aviation hall of fame.

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SECTION 2. The aircraft known as "Jay-Bird", once it has been retired from active service, shall be housed and prominently displayed in the Tennessee Aviation Hall of Fame.

SECTION 3. This act shall take effect July 1, 2001, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Rep. Montgomery moved that **Senate Bill No. 1352**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	0

Representatives voting aye were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Wood, Mr. Speaker Naifeh -- 91.

A motion to reconsider was tabled.

***House Bill No. 732** -- Highways, Roads and Bridges - Deletes provision authorizing incumbent chief administrative officers on April 5, 1974 to succeed themselves in office without limitation as to number of terms. Amends TCA Section 54-7-104. by *Buck. (SB1086 by *Bucks)

On motion, House Bill No. 732 was reset for the Regular Calendar on March 26, 2001, which motion prevailed.

House Bill No. 394 -- Domestic Violence - Clarifies that victim does not include person adjudged to be primary aggressor by law enforcement officer. Amends TCA Title 36, Chapter 3, Part 6. by *Chumney. (*SB177 by *Fowler)

Rep. Chumney moved that House Bill No. 394 be reset for the Regular Calendar on March 26, 2001, which motion prevailed.

House Bill No. 1970 -- Hamblen County - Subject to local approval, creates part-time general sessions court and provides for appointment and election of judge to serve such court and hold such court at least 2.5 days per week. Amends Chapter 235 of the Private Acts of 1947; as amended. by *Ford S. (SB1934 by *Haun)

Further consideration of House Bill No. 1970 previously considered on today's Calendar.

Rep. Ford moved that House Bill No. 1970 be passed on third and final consideration.

Rep. Kisber moved adoption of Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1970 by adding the following new subsection (g) to the amendatory language of Sec. ___ of SECTION 1:

(g) In addition to Hamblen County's responsibility for the expense of the part-time general sessions judge created by this section, the provisions of this section shall not become effective unless Hamblen County also appropriates a sufficient sum to pay for any additional assistant district attorneys general positions or any assistant district public defender positions that may be required as the result of creating such additional part-time general sessions judge position.

On motion, Amendment No. 1 was adopted.

Rep. Newton moved the previous question, which motion prevailed.

Rep. Ford moved that **House Bill No. 1970** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes95
Noes0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

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***House Bill No. 389** -- Education - Requires boards of education to announce when applications for superintendent are to be submitted and when superintendent will be employed. Amends TCA Section 49-2-203. by *White. (SB412 by *Jackson)

Further consideration of House Bill No. 389 previously considered on today's Calendar at which time the House adopted Amendment(s) No(s). 1.

Rep. White moved that House Bill No. 389, as amended, be passed on third and final consideration.

Rep. Sands moved adoption of Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 389 by adding the following to the end of the amendatory language of SECTION 1:

Any county may, by a two-thirds (2/3) vote of the county legislative body, opt to require that the Director of Schools be elected by a vote of the people at the August general election for a term of four (4) years.

Rep. McMillan moved that Amendment No. 2 be tabled, which motion prevailed by the following vote:

Ayes	51
Noes	37
Present and not voting	1

Representatives voting aye were: Armstrong, Arriola, Bone, Bowers, Briley, Brown, Buck, Bunch, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Davidson, DeBerry J, DeBerry L, Fitzhugh, Ford, Hargett, Harwell, Head, Hood, Jones U, Kent, Kernell, Kisber, Langster, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Odom, Overbey, Patton, Phelan, Pleasant, Pruitt, Sargent, Scroggs, Shaw, Shepard, Stanley, Todd, Turner (Hamilton), Turner (Shelby), Walker, West, Westmoreland, Williams, Mr. Speaker Naifeh -- 51.

Representatives voting no were: Baird, Beavers, Bittle, Black, Boyer, Buttry, Clem, Curtiss, Davis (Washington), Davis (Cocke), Dunn, Ferguson, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargrove, Johnson, Lewis, Montgomery, Mumpower, Newton, Rhinehart, Rinks, Roach, Rowland, Sands, Sharp, Towns, Turner (Davidson), Vincent, Whitson, Windle, Winningham, Wood -- 37.

Representatives present and not voting were: Cooper -- 1.

Rep. White moved that **House Bill No. 389**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

THURSDAY, MARCH 22, 2001 – TWENTIETH LEGISLATIVE DAY

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

RULES SUSPENDED

Rep. Curtiss moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 135 out of order, which motion prevailed.

Senate Joint Resolution No. 135 -- Memorials, Recognition - Fred Stout and Mountain Farm International. by *Davis L.

On motion of Rep. Curtiss, the resolution was concurred in.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Hargrove moved that the rules be suspended for the purpose of introducing Senate Joint Resolution No. 125 out of order, which motion prevailed.

Senate Joint Resolution No. 125 -- Naming and Designating - Dale Earnhardt Week, March 18-25, 2001. by *Davis L.

On motion of Rep. Hargrove, with the request that all members voting aye be added as sponsors, the resolution was concurred in.

A motion to reconsider was tabled.

NOTICE TO ACT ON SENATE MESSAGES

Pursuant to **Rule No. 59**, notice was given that the following measure(s) from the Senate would be considered on March 26, 2001:

House Bill No. 254: by Rep. Fitzhugh

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

- House Bill No. 103:** Rep(s). Lewis as first prime sponsor(s).
House Bill No. 154: Rep(s). Armstrong as prime sponsor(s).
House Bill No. 253: Rep(s). Kent as prime sponsor(s).
House Bill No. 589: Rep(s). Walker as prime sponsor(s).
House Bill No. 704: Rep(s). Patton as prime sponsor(s).
House Bill No. 930: Rep(s). Walker as prime sponsor(s).
House Bill No. 1103: Rep(s). Kent as prime sponsor(s).
House Bill No. 1104: Rep(s). Kent as prime sponsor(s).
House Bill No. 1176: Rep(s). Patton as prime sponsor(s).
House Bill No. 1226: Rep(s). Miller as prime sponsor(s).
House Bill No. 1605: Rep(s). Winningham as prime sponsor(s).
House Bill No. 1792: Rep(s). Kent and Head as prime sponsor(s).

SPONSORS REMOVED

On motion, Rep(s). Odom was/were removed as sponsor(s) of **House Bill No. 103**.

MESSAGE FROM THE SENATE

March 22, 2001

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 798, 1959 and 1967; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

MESSAGE FROM THE SENATE

March 22, 2001

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1656; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

Senate Bill No. 1656 -- Banks and Financial Institutions - Authorizes commissioner of financial institutions to define conflicts of interest for investigators; changes certain bank accounting requirements and makes other various changes to banking law. Amends TCA Title 45, Chapters 1 and 2 and Section 45-14-114. by *Elsa, *Atchley. (*HB1379 by *Ford S, *Boyer)

ENGROSSED BILLS

March 22, 2001

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 134, 139, 140, 141, 142 and 143.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ENGROSSED BILLS

March 22, 2001

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 549.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

March 22, 2001

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 126, 127, 128, 131, 132, 133, 135, 136 and 138; all concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

MESSAGE FROM THE SENATE

March 22, 2001

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 113; for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

SIGNED

March 22, 2001

The Speaker signed the following: Senate Joint Resolution(s) No(s). 113.

ENGROSSED BILLS

March 22, 2001

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 389, 717, 1285, 1303, 1351, 1966, 1969 and 1970.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ENROLLED BILLS

March 22, 2001

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution(s) No(s). 36 and 37; and find same correctly enrolled and ready for the signature of the Speaker.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 22, 2001

The Speaker signed the following: House Resolution(s) No(s). 36 and 37.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ENROLLED BILLS

March 22, 2001

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 798, 1959, 1967, also, House Joint Resolution(s) No(s). 126, 127, 128, 131, 132, 133, 135, 136 and 138.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 22, 2001

The Speaker signed the following: House Bill(s) No(s). 798, 1959, 1967; also, House Joint Resolution(s) No(s). 126, 127, 128, 131, 132, 133, 135, 136 and 138.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

March 22, 2001

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 798, 1959, 1967; also, House Joint Resolution(s) No(s). 126, 127, 128, 131, 132, 133, 135, 136 and 138; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK
March 22, 2001

The following bill(s) was/were transmitted to the Governor for his action: House Bill(s) No(s). 798, 1959, 1967; also, House Joint Resolution(s) No(s). 126, 127, 128, 131, 132, 133, 135, 136 and 138.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
March 22, 2001

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 206, 1433, 1477, 1509, 1767, and 1790; all passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

Senate Bill No. 206 -- Child Custody and Support - Authorizes court to consider divorcing parent's refusal to attend educational session as evidence of parent's lack of good faith under parenting plan proceedings. Amends TCA Title 36, Chapter 6, Part 1. by *Dixon. (*HB240 by *Patton)

Senate Bill No. 1433 -- District Attorneys - Creates additional assistant district attorney positions and assistant public defender positions. Amends TCA Title 8, Chapter 14 and Title 16, Chapter 2. by *Person. (*HB313 by *Buck)

***Senate Bill No. 1477** -- Alcoholic Beverages - Authorizes Nashville Superspeedway to serve alcoholic beverages for consumption on premises. Amends TCA Title 57, Chapter 4. by *Rochelle. (HB1207 by *Bone)

***Senate Bill No. 1509** -- Consumer Protection - Provides that credit transaction in compliance with state disclosure requirements is also deemed to be transaction authorized by laws of this state and United States for purposes of exempting it from consumer protection act. Amends TCA Section 47-14-125. by *Rochelle, *Person. (HB1125 by *Curtiss, *Cole (Carter))

Senate Bill No. 1767 -- Election Laws - Allows persons owning property in city of Doyle to vote in city elections. Amends TCA Section 6-53-102. by *Elsea. (*HB1506 by *Curtiss)

***Senate Bill No. 1790** -- Utilities, Utility Districts - Authorizes, subject to local approval by customers of utility district, increased per diem from \$100 to \$250 per meeting, limited to 12 meetings, for members of utility district boards of commissioners in Sullivan County; permits group medical insurance coverage and life insurance coverage as authorized under present law. Amends TCA Section 7-82-308. by *Ramsey. (HB1709 by *Godsey, *Mumpower, *Davis (Washington), *Westmoreland)

MESSAGE FROM THE GOVERNOR

March 22, 2001

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 219, 614, 1950, 1954, 1957, 1960, also, House Joint Resolution(s) No(s). 13, 109, 112, 113, 114, 115, 117, 118, 120, 122, 123, 124, 129 and 130; with his approval.

JAY BALLARD, Counsel to the Governor.

MESSAGE FROM THE SENATE

March 22, 2001

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 342, 418, 462 and 1512; also, Senate Joint Resolution(s) No(s). 125 and 135 for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

SIGNED

March 22, 2001

The Speaker signed the following: Senate Bill(s) No(s). 342, 418, 462, 1512; also, Senate Joint Resolution(s) No(s). 125 and 135.

CONSENT CALENDAR

March 22, 2001

The following local bills have been placed on the Consent Calendar for **March 26, 2001**: House Bill(s) No(s). 1975, 1976, 1977, 1973 and 1974.

ROLL CALL

The roll call was taken with the following results:

Present.....95

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fraley, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

THURSDAY, MARCH 22, 2001 – TWENTIETH LEGISLATIVE DAY

RECESS MOTION

On motion of Rep. Davidson, the House stood in recess until 5:00 p.m., Monday, March 26, 2001.